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8 Attorneys for Defendant LEXINGTON INSURANCE COMPANY and
9 Third Party Defendant NEW HAMPSHIRE INSURANCE COMPANY

10 UNITED STATES DISTRICT COURT

11 DISTRICT OF NEVADA

12 CENTEX HOMES, a Nevada general
13 partnership,

14 Plaintiffs,

15 vs.

16 ST. PAUL FIRE AND MARINE
INSURANCE COMPANY, a Connecticut
17 corporation; EVEREST NATIONAL
INSURANCE COMPANY, a Delaware
18 corporation; INTERSTATE FIRE &
CASUALTY COMPANY, an Illinois
19 corporation; LEXINGTON INSURANCE
COMPANY, a Delaware corporation;
20 FEDERAL INSURANCE COMPANY, an
21 Indiana corporation,

22 Defendants.

23 ST. PAUL FIRE AND MARINE
INSURANCE COMPANY,

24 Third Party Plaintiff,

25 vs.

26
27 UNDERWRITERS AT LLOYDS LONDON;
PROBUILDERS SPECIALTY INSURANCE
28 COMPANY, RRG; NEW HAMPSHIRE

CASE NO. 2:17-CV-02407-JAD-VCF

**STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME TO FILE A
RESPONSIVE PLEADING TO ST. PAUL
FIRE AND MARINE INSURANCE
COMPANY'S THIRD-PARTY
COMPLAINT [SECOND REQUEST]**

1 INSURANCE COMPANY; FIRST
2 SPECIALTY INSURANCE COMPANY;
3 ARCH SPECIALTY INSURANCE
4 COMPANY; IRONSHORE SPECIALTY
5 INSURANCE COMPANY; ROCKHILL
6 INSURANCE COMPANY; and FIREMAN'S
7 FUND INSURANCE COMPANY,

8 Third Party Defendants.

9 Defendant and Third-Party Plaintiff ST. PAUL FIRE AND MARINE INSURANCE
10 COMPANY ("St. Paul") and Third-Party Defendant NEW HAMPSHIRE INSURANCE
11 COMPANY ("New Hampshire") hereby submit the following Stipulation Extending Time to File a
12 Responsive Pleading to St. Paul's Third-Party Complaint in the above-captioned action.

13 WHEREAS, Centex Homes ("Centex") filed a Complaint on or about September 14, 2017,
14 in the United States District Court, District of Nevada as Case Number 2:17-cv-02407, naming
15 LEXINGTON INSURANCE COMPANY ("Lexington") as a defendant;

16 WHEREAS, on or about October 26, 2017, Lexington filed a Motion to Dismiss Centex's
17 Complaint pursuant to Federal Rules of Civil Procedure 12(b)(6) and 12(f);

18 WHEREAS, on or about November 13, 2017, St. Paul filed a Third-Party Complaint in this
19 action naming New Hampshire as a defendant;

20 WHEREAS, on or about December 21, 2017, St. Paul served New Hampshire with the
21 Third-Party Complaint through the State of Nevada Department of Business and Industry, Division
22 of Insurance;

23 WHEREAS, on January 8, 2018 the Court granted Lexington's Motion to Dismiss Centex's
24 complaint;

25 WHEREAS, on January 16, 2018 Centex filed its First Amended Complaint, the response to
26 which is due on January 30, 2018;

27 WHEREAS, in the event Lexington moves to dismiss Centex's First Amended Complaint,
28 such a motion may address legal issues that may have a substantial impact on Centex's claims
against St. Paul as well as Centex's Third-Party claims against New Hampshire;

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1 WHEREAS, pursuant to Federal Rule of Civil Procedure 12(a)(1)(A)(i), New Hampshire's
2 original deadline to respond to the Third-Party Complaint is January 11, 2018;

3 WHEREAS, St. Paul and New Hampshire previously stipulated to extend the time for New
4 Hampshire to file a responsive pleading to St. Paul's Third-Party Complaint until fourteen (14) days
5 after the Court ruled on Lexington's Motion to Dismiss Centex's Complaint.

6 WHEREAS, the current deadline for New Hampshire to respond to St. Paul's Third-Party
7 Complaint is January 22, 2018.

8 NOW, THEREFORE, St. Paul and New Hampshire, by and through their respective
9 counsel, hereby stipulate to allow for an extension of time for New Hampshire to file a responsive
10 pleading until January 30, 2018.

11
12 DATED: January 17, 2018

MORALES FIERRO & REEVES

13 By: /s/ Ramiro Morales

14 RAMIRO MORALES, ESQ.

rmorales@mfrlegal.com

15 Attorneys for Defendant and Third-Party Plaintiff
16 ST. PAUL FIRE AND MARINE INSURANCE
COMPANY

17 DATED: January 17, 2018

HEROLD & SAGER

18 By: 

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22 INSURANCE COMPANY and Third-Party
23 Defendant NEW HAMPSHIRE INSURANCE
COMPANY

24 **IT IS SO ORDERED:**

25
26 DATED: January 17, 2018

27 
28 UNITED STATES ~~DISTRICT~~ JUDGE

Magistrate